

DESOTO COUNTY BOARD OF SUPERVISORS
BOARD MEETING MINUTES

EUGENE C. THACH, PRESIDENT, PRESIDING

May 3, 2000

A. CALL TO ORDER

The May 3, 2000, meeting of the DeSoto County Board of Supervisors was called to order by Supervisor Eugene C. Thach of DeSoto County.

Commander John Magness of the DeSoto County Sheriff’s Department was present and did open the DeSoto County Board of Supervisors meeting in a regular session to hear any and all business to come before the Board. The following were present:

Supervisor Jessie Medlin-----District 1
Supervisor Eugene C. Thach----- District 2
Supervisor Gerald Clifton-----District 3, Absent
Supervisor John Caldwell-----District 4
Supervisor Tommy Lewis-----District 5
W. E. “Sluggo” Davis-----Chancery Clerk
David Armstrong-----County Administrator
William Austin-----Board Attorney

B. INVOCATION

The invocation was presented by Supervisor Eugene Thach.

County Administrator David Armstrong informed the press and the public that Supervisor Gerald Clifton had a family emergency and will not be able to attend today’s meeting.

C. PLANNING COMMISSION

The Planning Commission brought several items before the Board of Supervisors as evidenced by the portion of the minutes submitted by the Planning Commission.
****See Exhibit C****

D. OLD BUSINESS

1. Administration Building Plaque

Due to the absence of Supervisor Gerald Clifton, Supervisor Tommy Lewis made a motion and Supervisor John Caldwell seconded the motion to hold this item until May 22, 2000. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

ITEM D.2, CONTINUED,

2. Bids Under Advisement - Sand and Gravel

E. C. T.

5/3/00

Supervisor Jessie Medlin instructed the Road Manager to call all companies before the bid deadline and try to get bids from them.

Supervisor Jessie Medlin made a motion and Supervisor John Caldwell seconded the motion to accept all bids received on Bid 00-156-010h for sand and gravel effective May 8, 2000. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

****See Exhibit D.2****

3. Scenic Hollow Subdivision

County Administrator David Armstrong informed the Board of Supervisors that he had spoken to Supervisor Gerald Clifton and Supervisor Clifton talked to the homeowners in Scenic Hollow Subdivision and they are ready to proceed with the work. Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to proceed with work in Scenic Hollow Subdivision. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

****See Exhibit D.3****

E. NEW BUSINESS

1. Memorandum of Understanding - Cogentrix

Jim Flanagan of the DeSoto Council notified the Board of Supervisors that a fee in lieu of taxes was approved earlier by the Board for Cogentrix and it is incorporated into the memorandum of understanding being presented for approval. Mr. Flanagan said the memorandum of understanding for Cogentrix is similar to the one approved for Williams Sonoma.

Supervisor John Caldwell asked what paperwork the Tax Collector uses to figure the percentages for the companies. Mr. Flanagan said the percentages are based on capital investment estimates.

Supervisor Jessie Medlin asked if the memorandum of understanding was approved by the Tax Commission. Mr. Flanagan said yes.

Supervisor John Caldwell asked how many employees Cogentrix has because it is not listed in the memorandum of understanding. Mr. Flanagan said that they will employ 25 people but that capital investment and not the number of employees, is the basis for the memorandum of understanding.

ITEM E.1, CONTINUED,

Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to approve a Memorandum of Understanding for a 10 year tax exemption for Cogentrix and authorize the Board President to sign the document. The **motion passed** by a vote as follows:

5/3/00

E. C. T.

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

****See Exhibit E.1****

2. Jail Inspection

In accordance with Section 19-5-1 of the Mississippi Code Annotated of 1972, which states that at least annually, and as often as it may think proper, the Board of Supervisors, or a competent person authorized by the Board of Supervisors, shall examine into the state and condition of the jail, in regard to its safety, sufficiency and accommodation of the prisoners, and from time to time take such legal measures as may best tend to secure the prisoners against escape, sickness and infection, and have the jail cleansed.

Having completed such inspection, Supervisor John Caldwell made the motion and Supervisor Tommy Lewis seconded the motion to acknowledge the inspection of the DeSoto County Jail by the Board of Supervisors as outlined in Section 19-5-1 of the Mississippi Code Annotated. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

3. Meadowbrook Baptist Church

In accordance with Section 65-7-121 of the Mississippi Code, which states that the Board of Supervisors of any county may declare any section of the county road system abandoned if the section does not provide primary access to occupied properties, if traffic on the section has for a period of at least ten (10) consecutive years been intermittent and of such low volume that no substantial public purpose is being served thereby, if for a period of at least five (5) consecutive years the section of the county road system has not been maintained by the county, or if the public interest or convenience does not require the section to remain open to the public or if it is in the public interest or convenience to close, vacate, and abandon the section. Supervisor Eugene Thach made a motion and Supervisor Tommy Lewis seconded the motion to abandon .16 acre of road located at 3115 Old Pigeon Roost Road and donate the property to Meadowbrook Baptist Church. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

ITEM E.4, CONTINUED,

4. Approval of Late Bills

- a. Deposit Guaranty**
- b. Reimbursement to Supervisor Tommy Lewis**

c. Bond for B. J. Page

Supervisor John Caldwell made a motion and Supervisor Jessie Medlin seconded the motion to approve a late bill to Deposit Guaranty in the amount of \$12,362.00 for the procurement card, to Supervisor Tommy Lewis in the amount of \$ 79.50 for travel reimbursement, and to CLM Insurance Group, Inc. for the bond of B. J. Page appointed to the Regional Utility Authority in the amount of \$ 50.00 and authorized the Clerk to write the checks. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

****See Exhibit E.4.a.b.c****

5. Bids Under Advisement - Food Supplies for DeSoto County Jail

Vanessa Lynchard notified the Board of Supervisors that three bids were received for food supplies for the DeSoto County Jail. Vanessa said that only two bids, one from Institutional Distributors and one from PYA/Monarch, Inc, were considered because the third bid that was received from Hardin Sysco would not honor their bid prices for a one year period.

Supervisor Tommy Lewis asked if Hardin Sysco turned in a bid. Vanessa said they did but would not know what the prices are until each month.

Vanessa said she talked to Shelby County to see how their food supplies are awarded and found out that their food supplies are awarded quarterly. Vanessa said that she spoke with Robbie Riley and Jeannine Ruby and both prefer having annual bids for food supplies due to the administrative costs of changing the bids quarterly.

Supervisor Jessie Medlin asked what the company does if they are out of a particular item. Vanessa said that the contract states that companies will substitute up if they are out of an item.

Supervisor Jessie Medlin made a motion and Supervisor Tommy Lewis seconded the motion to accept Institutional Distributors as the low bidder on Bid Number 00-200-002 for food supplies for the DeSoto County Jail. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

****See Exhibit E.5****

F. EXECUTIVE SESSION

The “Executive Session” portion of this meeting is presented under the portion of minutes
ITEM F, CONTINUED,

called “Executive Session.

G. OTHER ISSUES

1. Administration Building Parking

5/3/00

E. C. T.

Supervisor Eugene Thach recommended that the southeast side parking lot of the Administration Building be reserved for thirty minute parking for visitors. Vanessa Lynchard said that initially that parking lot was to be for the Supervisors and Department Heads and that a gate is on order for that area. Supervisor Jessie Medlin and Supervisor John Caldwell said that the Supervisors do not need reserved parking. Supervisor Caldwell said to check to see if the gate can be canceled.

Later in the meeting, Vanessa Lynchard informed the Board that the gate has been ordered but that it can be canceled with a change order.

Supervisor Tommy Lewis made a motion and Supervisor Jessie Medlin seconded the motion to approve a change order to remove the gate on the southeast side parking lot of the Administration Building and to reserve the north side of the side parking lot as thirty minute parking for visitors with Visitor Parking painted on the parking spaces. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

2. Wastewater Program Update

County Administrator David Armstrong informed the Board of Supervisors that he attended a DEQ meeting on May 2, 2000 in Jackson along with Carl Ray Furr, B. J. Page, Barry Bridgeforth, Michael Byars, and Bill Austin. Mr. Armstrong said that the meeting was very productive and that they received a pledge from DEQ that they will work to make the Wastewater Program a success.

3. Elected Officials Pay

Comptroller Joyce Riales informed the Board of Supervisors that with the new accounting software it is recommended that elected officials be paid twice a month instead of once a month because the new software will not handle the different pay periods. Ms. Riales said that the new software has not been received but she will let the Board know when it is installed and running. Supervisor John Caldwell made a motion and Supervisor Tommy Lewis seconded the motion to approve paying elected officials twice a month and instructed the County Administrator to send written notice to all elected officials when the change is to take place. The **motion passed** by a vote as follows:

Supervisor Jessie Medlin-----YES
Supervisor Eugene Thach-----YES
Supervisor Gerald Clifton-----ABSENT
Supervisor John Caldwell-----YES
Supervisor Tommy Lewis-----YES

ITEM G.4, CONTINUED,

4. TIF

Supervisor Eugene Thach informed the press that the article in the *DeSoto Appeal* about the TIF on Elmore Road was incorrect. Supervisor Thach said that the Board did not sign a TIF on Elmore Road.

Supervisor Jessie Medlin made the motion and Supervisor John Caldwell seconded the motion

to recess until May 22, 2000 at 9:00 a.m. The **motion passed** by vote as follows:

- Supervisor Jessie Medlin-----YES
- Supervisor Eugene Thach-----YES
- Supervisor Gerald Clifton-----ABSENT
- Supervisor John Caldwell-----YES
- Supervisor Tommy Lewis-----YES

THIS the 3rd day of May, 2000, these minutes have been read and approved by the DeSoto County Board of Supervisors.

EUGENE C. THACH, President
DeSoto County Board of Supervisors

E. C. T.

5/3/00